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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE, CALIFORNIA

8 Xiling CHEN)
9)
10 Plaintiff,) Case No. C 07-4698 IW

11 vs.)
12 Alberto Gonzales, Attorney General of the) STIPULATION TO REQUEST
13 United States; Michael Chertoff, Secretary of the) THIS COURT TO TAKE THE
14 Department of Homeland Security; Emilio Gonzalez) MOTIONS UNDER SUBMISSION
15 Director of United States Citizenship & Immigration) WITHOUT ORAL ARGUMENT
16 Services; Robert Mueller, Director of the Federal) AND [PROPOSED] ORDER
17 Bureau of Investigations; Gerard Heinauer,)
18 Director of the Nebraska Service Center)
19 Defendants)
20)

20 The Plaintiff and the Defendants submitted cross motions for summary judgment on January
21 22, 2008 and oppositions on February 5, 2008 to the United States Magistrate Judge Patricia
22 V. Trumbull. This case was reassigned to this honorable court on February 8, 2008. The
23 parties hereby re-notice their cross motions for summary judgment to this Court. The
24 parties ask this Court to decide the matter on the papers.

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1 Dated: February 11, 2008

Respectfully submitted,

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JOSEPH P. RUSSONIELLO

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United States Attorney

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/s/

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ILA C. DEISS

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Assistant United States Attorney
Attorneys for Defendants

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8 Dated: February 11, 2008

/s/

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Tricia Wang
Attorney for Plaintiff

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ORDER

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Pursuant to stipulation, IT IS SO ORDERED.

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Date:

JAMES WARE
United States District Judge

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